

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

RICHARD STICKNEY,

Plaintiff,

v.

**UNUM LIFE INSURANCE COMPANY
OF AMERICA,**

Defendant.

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Case No. 3:04-0075

Judge Trauger

Magistrate Judge Griffin

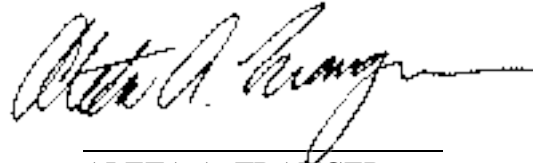
ORDER

For the reasons expressed in the accompanying Memorandum, defendant's motion for judgment on the administrative record (Docket No. 24) is DENIED, and plaintiff's motion for judgment on the administrative record (Docket No. 26) is GRANTED. Defendant Unum's decision denying continued short term disability benefits and an award of long term disability benefits to plaintiff will be REVERSED. Defendant Unum is hereby ORDERED to pay to plaintiff all benefits to which he is entitled under the short and long term disability policies, along with interest and attorney's fees. Plaintiff shall file a motion for reasonable attorney's fees incurred within ten (10) days of the entry of this Order.

This case is hereby REMANDED for the limited purpose of determining the duration of plaintiff's long term disability benefits and specifically, whether plaintiff's illness or illnesses fall within the long-term disability policy's twenty-four month limitation for "self-reported symptoms" or "mental illness."

It is so ordered.

Entered this 12th day of August, 2005.

A handwritten signature in black ink, appearing to read 'Aleta A. Trauger', written over a horizontal line.

ALETA A. TRAUGER
United States District Judge